

Attorney Docket No. 13DV-14047 (21635-0046)
Serial No. 09/944,708

Remarks

This application has been reviewed in light of the Office Action of April 9, 2003. Claims 1-13 are pending. Claims 6, 7, 12, and 13 are objected to, and claims 1-5 and 8-11 are rejected. In response, claims 6, 7, 12, and 13 are amended to independent form, and the following remarks are submitted. Reconsideration of this application, as amended, is requested.

Claims 1-5 and 8-11 are rejected under 35 USC 103 as unpatentable over Hunt '186 in view of King '886. Applicant traverses this ground of rejection.

Applicant incorporates the discussion of this rejection from the prior Response.

Hunt does not teach "an extrusion rod having a diameter of from about 0.2 inch to about 0.5 inch, the extrusion rod having at least about 12 grains in the cross section of the extrusion rod" (claim 1) and does not teach "the extrusion rod having at least about 12 grains in the 1/4 inch diameter cross section of the extrusion rod" (claim 9).

King also has no teaching of these limitations. King teaches a cast rod, and has no teaching that the cast rod is an extrusion rod that is thereafter reduced in diameter by extrusion. King mentions extrusion at only one location, col. 1, line 34, and that is in the context of alloys that are first produced in powder (not cast) form, and then extruded.

The explanation of the rejection represents that King teaches "an extrusion rod", see last line of page 2 of the Office Action. Applicant asks that the Examiner set forth the precise location in King where there is a teaching that King's material is cast and then extruded. In response to this request in the prior Response, the Examiner points to col. 1, lines 34-35. This portion of King has nothing to do with extrusion rod, and instead teaches that "...alloys can be converted into a powder, as by atomization, and then pressed or extruded into wires...." This teaching is unrelated to metal that is cast into extrusion rod,

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and then extruded.

Applicant asks that the Examiner reconsider and withdraw this ground of rejection
and permit the application to issue.

Respectfully submitted,
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